

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6127 of 1984

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

=====

1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

-----  
ARVINDKUMAR R SHUKLA

Versus

STATE OF GUJARAT

-----  
Appearance:

None present for the Petitioner

None present for the Respondent.

-----  
CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 18/09/96

ORAL JUDGEMENT

1. The petitioner by this petition has challenged the order of the respondent dated 28-11-1984 annexure 'A' under which he was ordered to be transferred to Primary Health Centre at Brahmanvada in District Mehsana. This order of transfer has been stayed by this Court on 7-12-1984 and it remained under stay for all these years. In fact, the final relief stands granted to the petitioner at the interim stage and nothing survives to be decided at this stage in the matter. Otherwise also I

do not consider it appropriate to permit the respondent to give effect to the order dated 28-11-1984 at this stage.

2. The interest of justice will be served in case, this Special Civil Application is disposed of with the direction that the impugned order dated 28-11-1984 may not be given effect to . However, it shall be open to the respondent to make a fresh order of transfer of the petitioner, if it is considered necessary for administrative reasons.

\*\*\*\*\*

zgs/-